

The Honorable David G. Estudillo

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOAO RICARDO DEBORBA,

Defendant.

NO. CR22-5139-DGE

GOVERNMENT’S MOTION TO FILE
RESPONSE IN EXCESS OF 12 PAGES

The government respectfully requests leave to file a response to defendant’s Motion to Dismiss the Indictment that exceeds 12 pages.

Defendant’s motion includes a 47-page brief challenging the constitutionality of two federal criminal statutes. For reasons discussed at the status conference on September 14, 2023, the facts and issues cannot be adequately briefed within the standard twelve-page limit of CrR 12(b)(5). Counsel for the government represents that the government’s

//

//

//

1 56-page response to defendant's is necessary to adequately address all the issues raised
2 by defendant's motion.
3

4 Respectfully submitted,

5 TESSA M. GORMAN
6 Acting United States Attorney

7 s/ Max B. Shiner

8 MAX B. SHINER

9 AMANDA M. MCDOWELL

Assistant United States Attorney

United States Attorney's Office

10 1201 Pacific Avenue, Suite 700

11 Tacoma, Washington 98402

Telephone: 253-428-3817

12 Email: Max.Shiner@usdoj.gov

13 Email: Amanda.McDowell@usdoj.gov
14
15
16
17
18
19
20
21
22
23
24
25
26
27